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United States of America  
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9 IN THE UNITED STATES DISTRICT COURT  
10 FOR THE EASTERN DISTRICT OF CALIFORNIA  
11

12 UNITED STATES OF AMERICA

13 Plaintiff,

14 v.  
15

16 MARCUS ASAY,

17 Defendant.  
18  
19

Case No. 1:22-cr-00162-DAD

STIPULATION TO SCHEDULE STATUS  
CONFERENCE; ORDER

20 The parties have filed a plea agreement to resolve this case. Mr. Asay, however, is  
21 currently incarcerated at a BOP facility outside California and is experiencing medical issues that  
22 require him to be hospitalized. He is then currently unable to meet with his defense counsel to  
23 prepare for his guilty plea and subsequent sentencing or to travel to this district for  
24 those proceedings.

25 Therefore, the parties agree to schedule a status conference with the Honorable Dale A.  
26 Drozd at the Fresno Federal Courthouse on December 15, 2025, to discuss Mr. Asay's prognosis  
27 and next steps. The parties also agree that time under the Speedy Trial Act shall be excluded  
28 from November 17, 2025, through December 15, 2025, because Mr. Asay is unavailable and for

1 purposes of defense preparation pursuant to 18 U.S.C. § 3161((h)(3)(A) and (h)(7)(A)  
2 and (h)(7)(B)(iv).

3 IT IS SO STIPULATED.

4  
5 Dated: November 17, 2025

/s/ Anthony Capozzi

Anthony Capozzi  
Counsel for March Asay

6  
7  
8 Dated: November 17, 2025

/s/ Joseph Barton

Joseph Barton  
Assistant United States Attorney

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16 Defendant.  
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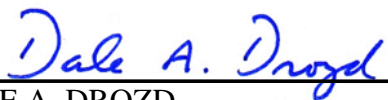
Case No. 1:22-cr-00162-DAD

ORDER

18 Upon the parties' stipulation, and for good cause shown, a status conference is scheduled  
19 for December 15, 2025, before the Honorable Dale A. Drozd at the Fresno Federal Courthouse.  
20 Time under the Speedy Trial Act shall be excluded from November 17, 2025, through December  
21 15, 2025, because the defendant is unavailable and for purposes of defense preparation pursuant  
22 to 18 U.S.C. § 3161(h)(3)(A) and (h)(7)(A) and (h)(7)(B)(iv).

23 IT IS SO ORDERED.

24  
25 Dated: November 17, 2025

  
26 DALE A. DROZD  
UNITED STATES DISTRICT JUDGE  
27  
28